



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

LeClairRyan PC
815 Connecticut Avenue, NW
Suite 620
Washington, DC 20006

APR 27 2016

RE: MUR 6622
Young Americans for Liberty Inc.'s
Liberty Action Fund (f/k/a Young
Americans for Liberty PAC)
and Edward King in his official
capacity as treasurer

Dear Sir or Madam:

On August 9, 2012, the Federal Election Commission notified your clients, Young Americans for Liberty Inc.'s Liberty Action Fund (f/k/a Young Americans for Liberty PAC) and Edward King in his official capacity as treasurer, of a complaint alleging violations of the Federal Election Campaign Act of 1971, as amended.

On April 12, 2016, the Commission found, on the basis of the information in the complaint, and information provided by your clients, that there is no reason to believe that your clients violated 52 U.S.C. § 30116(a)(2)(A) (formerly 2 U.S.C. § 441a(a)(2)(A)). Accordingly, the Commission closed its file in this matter as it pertains to your clients. The Factual and Legal Analysis, explaining the Commission's finding, is enclosed.

The Commission reminds you that the confidentiality provisions of 52 U.S.C. § 30109(a)(12)(A) remain in effect, and that this matter is still open with respect to other respondents. The Commission will notify you when the entire file has been closed.

If you have any questions, please contact Roy Q. Lockett, the attorney assigned to this matter, at (202) 694-1650.

Sincerely,

A handwritten signature in black ink, appearing to read "Mark Allen".

Mark Allen
Assistant General Counsel

Enclosure
Factual and Legal Analysis

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FEDERAL ELECTION COMMISSION

FACTUAL AND LEGAL ANALYSIS

RESPONDENTS: Young Americans for Liberty Inc.'s MUR: 6622
Liberty Action Fund¹ (f/k/a Young
Americans for Liberty PAC) and
Edward King in his official capacity as
treasurer

I. INTRODUCTION

This matter was generated by a complaint filed with the Federal Election Commission ("Commission") by Paul Welday. *See* 52 U.S.C. § 30109(a)(1) (formerly 2 U.S.C. § 437g(a)(1)).

II. FACTUAL AND LEGAL ANALYSIS

The Federal Election Campaign Act of 1971, as amended, prohibits any person from making contributions to any candidate and the candidate's authorized political committee in excess of the limits at 52 U.S.C. § 30116(a) (formerly 2 U.S.C. § 441a(a)), and candidate committees are prohibited from knowingly accepting excessive contributions. 52 U.S.C. § 30116(f) (formerly 2 U.S.C. § 441a(f)). Multicandidate committees may make contributions to candidates up to \$5,000 per election. 52 U.S.C. § 30116(a)(2)(A) (formerly 2 U.S.C. § 441a(a)(2)(A)).

The Complaint alleges that Kerry Bentivolio for US Congress ("Committee") received a \$5,250 contribution from Young Americans for Liberty Inc.'s Liberty Action Fund (f/k/a Young Americans for Liberty PAC) ("YALFUND"), a multicandidate committee, \$250 over the \$5,000 limit. Compl. at 3-4. YALFUND denies this allegation, stating that on June 14, 2012, it forwarded to the Committee three earmarked contributions that totaled \$5,250: Cyan Banister \$2,500; Scott Banister \$2,500; and William Lawson \$250. YALFUND Resp. at 2 (Oct. 15,

¹ After the Complaint and Response were filed in this matter, Young Americans for Liberty PAC changed its name to Young Americans for Liberty Inc.'s Liberty Action Fund and named Edward King as its new treasurer.

1 2012). The Committee's Amended 2012 July Quarterly Report, filed on December 26, 2012,
2 described the YALFUND \$5,250 amount as the "[t]otal earmarked through conduit. PAC limit
3 not affected," and listed the three individual contributions as memo entries. *See* Amended 2012
4 July Quarterly Report (Dec. 26, 2012) at 13, *available at*
5 <http://docquery.fec.gov/pdf/237/12963868237/12963868237.pdf>; 52 U.S.C. § 30116(a)(8)
6 (formerly 2 U.S.C. § 441a(a)(8)); 11 C.F.R. § 110.6(c)(2).

7 Because the available information shows that YALFUND did not make an excessive
8 contribution, the Commission has determined to find no reason to believe Young Americans for
9 Liberty Inc.'s Liberty Action Fund (f/k/a Young Americans for Liberty PAC) and Edward King
10 in his official capacity as treasurer, violated 52 U.S.C. § 30116(a)(2)(A) (formerly 2 U.S.C.
11 § 441a(a)(2)(A)).

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